

### **DETAILED ACTION**

Claims 109, 112-114, 121, 122 and 124 are currently pending in the instant application, appear allowable over the prior art of record and have been renumbered as claims 1-7. Applicants' amendment filed 9 October 2008 has overcome the objection to the claims; the 112 1<sup>st</sup> paragraph rejection and the 112 2<sup>nd</sup> paragraph rejection of the claims.

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Brian W. Poor on 27 February 2009.

The application has been amended as follows:

1. In the specification, amend the paragraph at page 1, line 5: as follows by inserting the underlined section:

### **CROSS-REFERENCE TO RELATED APPLICATIONS**

This application is a divisional of U.S. Patent Application No. 09/587,116, filed June 2, 2000, now U.S. Patent No. 6,703,513, the disclosure of which is incorporated herein by reference in its entirety for all purposes.

2. In the specification, amend the paragraph at page 67, line 6: as follows by deleting the strikethrough and inserting the underlined section:

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~~Figure X below~~ Figure 3 shows the serial dilutions of the antisera of each rabbit. The dilutions that reduces the ELISA by 50% are, respectively, >1:25,600 for rabbit R263, between 1:12,800 and 1:25,600 for R26I, and between 1:12,800 and 1:25,600 for R262. Similar results were obtained with **13**.

### ***Reasons for Allowance***

The following is an examiner's statement of reasons for allowance. This invention relates to products of the formula as found in claim 109. The novel and nonobvious aspect of this invention involves the variables on the product of the formula (I). The closest prior art of record fails to teach or suggest applicant's instantly claimed products.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### **Conclusion**

Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Rebecca L. Anderson whose telephone number is (571) 272-0696. Mrs. Anderson can normally be reached Monday through Friday from 6:00am until 2:30pm.

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, Mr. Joseph K. McKane, can be reached at (571) 272-0699.

The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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*/Rebecca Anderson/  
Primary Examiner, AU 1626*

27 February 2009

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